

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	No. 4:05-CR-322 CAS
v.)	
)	
SANCHEZ E. SMOTHERMAN,)	
)	
Defendant.)	

ORDER

This matter is before the Court on various pretrial matters. Pursuant to 28 U.S.C. § 636(b), this Court referred all pretrial matters to United States Magistrate Judge Noce. On August 22, 2005, Judge Noce filed a Report and Recommendation of United States Magistrate Judge which recommended that defendant's Motion to Suppress Evidence and Statements be denied as moot. No objections have been filed to the Magistrate Judge's Report and Recommendation. Therefore, the Court will deny defendant's motion to suppress evidence and statements as moot.

Accordingly, after careful review,

IT IS HEREBY ORDERED that the Report and Recommendation of United States Magistrate Judge is **sustained, adopted** and **incorporated** herein. [Doc. 20]

IT IS FURTHER ORDERED that defendant's Motion to Suppress Evidence and Statements is **DENIED as moot**. [Doc. 18]



**CHARLES A. SHAW
UNITED STATES DISTRICT JUDGE**

Dated this 7th day of September, 2005.